

Entered -04-26-00 - sb
CL 00L0244 - GWENDOLYN BURNS

CLAIM OF:

BARBARA P. GRANT
3574 Ingledale Road
Atlanta, Georgia 30331

01-R-1846

For damages alleged to have been sustained when a drain pipe was damaged during the removal of debris by city workers on June 19, 2000 at 3574 Ingledale Drive, SW.

THIS ADVERSED REPORT IS
APPROVED

BY: Rosalind Rubens Newell
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY

ADVERSE REPORT

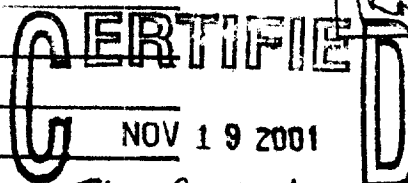
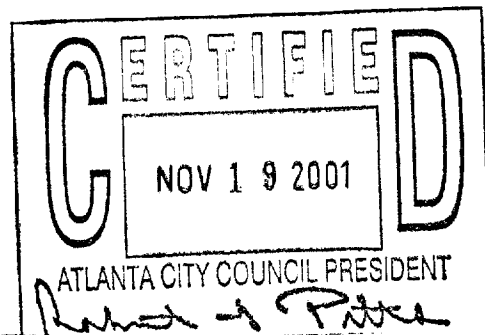
ADVERSED BY
CITY COUNCIL NOV 19 2001

PUBLIC SAFETY &

LEGAL ADMINISTRATION COMMITTEE

DATE NOV 19 2001

CHAIR C. J. Martin
Clayton
James
Wood



Rhonda Daughlin Johnson
MUNICIPAL CLERK



OFFICE OF MUNICIPAL CLERK

RHONDA DAUPHIN JOHNSON, CMC
MUNICIPAL CLERK

55 TRINITY AVENUE, S.W.
SECOND FLOOR, EAST
SUITE 2700
ATLANTA, GEORGIA 30335
(404) 330-6033
FAX (404) 658-6103

November 30, 2001

Barbara P. Grant
3574 Ingledale Rd.
Atlanta, GA 30331

01-R-1846

Dear Ms. Grant:

I sincerely regret that you have been adversely affected by the circumstances raised in your claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your claim at its regular meeting on November 19, 2001. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the City Attorney's Office/Claims Division at (404) 330-6400.

Sincerely,

Rhonda Dauphin Johnson, CMC
Municipal Clerk

cc: Claims Division/Law Department

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 00L0244

Date: October 30, 2001

Claimant /Victim BARBARA P. GRANT

BY: (Atty) (Ins. Co.) _____

Address: 3574 Ingledale Drive, SW, Atlanta, Georgia 30331

Subrogation: _____ Claim for Property damage \$ unspecified Bodily Injury \$ _____

Date of Notice: 4/7/00 Method: Written, Proper X Improper _____

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 6/19/00 Place: 3574 Ingledale Drive, SW

Department PUBLIC WORKS Division SOLID WASTE SERVICES

Employee involved _____ Disciplinary Action: _____

NATURE OF CLAIM: Claimant sustained property damage when her drain pipe located in her yard was damaged by city sanitation workers during their removal of debris from her property. However, claimant has failed to substantiate and pursue her claim.

INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____

Pictures _____ Diagrams _____ Reports: Police _____ Dept Report _____ Other X

Traffic citations issued: City Driver _____ Claimant Driver _____

Citation disposition: City Driver _____ Claimant Driver _____

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____

Improper Notice _____ More than Six Months _____ Other X Damages reasonable _____

City not involved _____ Offer rejected _____ Compromise settlement _____

Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____

Claimant Negligent _____ City Negligent _____ Joint _____ Claim Abandoned X

Respectfully submitted,


INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ _____ Adverse X Account charged: 1A01 _____ 2J01 _____ 2H01 _____

Claims Manager:  Concur/date 10-31-01

Committee Action: _____ Council Action _____

RCS# 3297
11/19/01
5:16 PM

Atlanta City Council

Regular Session

MULTIPLE

Unfavorable Claims; Public Safety Items
19 through 37
ADOPT

YEAS: 11
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 3

Y McCarty	B Dorsey	Y Moore	Y Thomas
B Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	B Morris	NV Maddox	Y Alexander
Y Winslow	Y Muller	Y Boazman	NV Pitts

01-R-1835
01-R-1836
01-R-1837
01-R-1838
01-R-1839
01-R-1840
01-R-1841
01-R-1842
01-R-1843
01-R-1844
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01-R-1851
01-R-1853
01-R-1855

MULTIPLE